

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

MARVEL JONES,

Plaintiff,

vs.

MADISON COUNTY, A Political Subdivision;  
STATE OF NEBRASKA, NEBRASKA  
STATE PATROL, A State Agency; MADISON  
COUNTY SHERIFF DEPARTMENT, The  
Chief Law Enforcement Officer of Madison  
County; SIX UNKNOWN SHERIFF  
OFFICERS OF MADISON COUNTY,  
NEBRASKA, Sued In Their Individually And In  
Their Official Capacity; MICHAEL  
GETTMANN, LICSW/LIMHP, Sued In His  
Individually And In His Official Capacity; and  
SEN. ROBERT ROSE, of Law Enforcement and  
Public Safety for the Nebraska State Patrol Sued  
In His Individually And In His Official  
Capacity;

Defendants.

**8:23CV182**

**ORDER**

This matter is before the Court on Plaintiff's Motion for Appointment of Counsel. ([Filing No. 2](#).) The motion will be denied.

"There is no constitutional or statutory right to appointed counsel in civil cases." [Phillips v. Jasper Cty. Jail](#), 437 F.3d 791, 794 (8th Cir. 2006). Trial courts have "broad discretion to decide whether both the [litigant] and the court will benefit from the appointment of counsel."

*Davis v. Scott*, 94 F.3d 444, 447 (8th Cir. 1996)). The Court finds appointment of counsel is not warranted at this point.

Accordingly,

**IT IS ORDERED** that Plaintiff's Motion for Appointment of Counsel ([Filing No. 2](#)) is denied.

Dated this 12<sup>th</sup> day of September, 2023.

BY THE COURT:

s/ Susan M. Bazis  
United States Magistrate Judge